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9 Attorneys for Third Party Defendant
10 ASSA ABLOY ENTRANCE SYSTEMS US,
11 INC.

12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA**

14 QUINTNEY MARTIN, an individual,

15 Plaintiff,

16 vs.

17 SMITH'S FOOD & DRUG CENTERS,
18 INC. d/b/a SMITH'S FOOD AND DRUG,
19 a foreign corporation; DOES I through X;
20 and ROE ENTITIES I through X,

21 Defendants.

22 SMITH'S FOOD & DRUG CENTERS,
23 INC.

24 Third-Party Plaintiff,

25 vs.

26 ASSA ABLOY ENTRANCE SYSTEMS US,
27 INC.; STANLEY ACCESS
TECHNOLOGIES, LLC. a Delaware
Limited Liability Company; DOES I
through X; ROE CORPORATIONS I
through XX, inclusive,

28 Third-Party Defendants.

29 Case No. 2:22-cv-00833-APG-DJA

30 **STIPULATION AND ORDER TO
31 DISMISS THIRD PARTY
32 DEFENDANTS ASSA ABLOY
33 ENTRANCE SYSTEMS US, INC, AND
34 ALLEGION ACCESS TECHNOLOGIES
35 LLC, ALLEGION ACCESS
36 TECHNOLOGIES LLC'S CROSSCLAIM
37 AGAINST ASSA ABLOY ENTRANCE
38 SYSTEMS US, INC., AND ALLEGION
39 ACCESS TECHNOLOGIES LLC'S
40 COUNTERCLAIM AGAINST SMITH'S
41 FOOD & DRUG CENTERS. INC.**

42 ALLEGION ACCESS TECHNOLOGIES
43 LLC f/k/a STANLEY ACCESS
44 TECHNOLOGIES LLC, A Delaware
45 Limited Liability Company,

46 Counterclaimant,

1 vs.

2 SMITH'S FOOD & DRUG CENTERS,
3 INC., a foreign corporation,

4 Counterdefendant

5 ALLEGION ACCESS TECHNOLOGIES
6 LLC f/k/a STANLEY ACCESS
7 TECHNOLOGIES LLC, A Delaware
8 Limited Liability Company,

9 Crossclaimant,

10 vs.

11 ASSA ABLOY ENTRANCE SYSTEMS US,
12 INC.

13 Crossdefendant

14 COME NOW Defendant/Third-Party Plaintiff SMITH'S FOOD & DRUG CENTERS,
15 INC. ("SMITH'S"), by and through its counsel, Jerry S. Busby, Esq. and Pooja Kumar, Esq.
16 of the law firm Cooper Levenson, P.A., Third-Party Defendant/Crossdefendant ASSA
17 ABLOY ENTRANCE SYSTEMS US, INC. ("ASSA ABLOY"), by and through its counsel
18 Robert P. Molina, Esq., Third Party Defendant/Crossclaimant ALLEGION ACCESS
19 TECHNOLOGIES LLC f/k/a STANLEY ACCESS TECHNOLOGIES, LLC. ("ALLEGION",
20 by and through its counsel, Michael R. Esposito, Esq. of Kravitz, Schnitzer, Johnson &
21 Watson, Chtd., and Plaintiff QUINTNEY MARTIN, by and through his counsel, David A.
22 Tanner, Esq. and Jeffrey C. Gunn, Esq. of Tanner Law Firm, and pursuant to Federal Rules
23 of Civil Procedure 41(a)(1)(A)(ii) and 41(c), hereby request that the Court dismiss without
24 prejudice SMITH'S Third Party Complaint against ASSA ABLOY and ALLEGION,
25 ALLEGION's Crossclaim against ASSA ABLOY, and ALLEGION's Counterclaim against
SMITH'S.

26 The Parties agree that should the Court approve this stipulation and dismiss the
27 referenced crossclaims and counterclaim, each side will bear its own attorney's fees and
28 costs.

1 IT IS SO STIPULATED.

2 DATED this 2nd day of February, 2024.

3 TANNER LAW FIRM

4 /s/ Jeffrey C. Gunn

5 DAVID A. TANNER, ESQ.
Nevada Bar No. 8282
6 JEFFREY C. GUNN, ESQ.
Nevada Bar No. 15925
7 7895 West Sunset Road – Suite 115
Las Vegas, Nevada 89113
8 Attorneys for Plaintiff
9 QUINTNEY MARTIN

10 DATED this 2nd day of February, 2024.

11 KRAVITZ, SCHNITZER
JOHNSON & WATSON, CHTD.

13 /s/ Michael R. Esposito

14 MICHAEL R. ESPOSITO, ESQ.
Nevada Bar No. 13482
15 8985 So. Eastern Avenue, Suite 200
Las Vegas, Nevada 89123
16 Attorneys for Third Party Defendant/
Crossclaimant/ Counterclaimant
17 ALLEGION ACCESS TECHNOLOGIES LLC
f/k/a/ STANLEY ACCESS TECHNOLOGIES
18 LLC

DATED this 2nd day of February, 2024.

COOPER LEVENSON, P.A

/s/ Pooja Kumar

JERRY S. BUSBY, ESQ.
Nevada Bar No. 1107
POOJA KUMAR, ESQ.
Nevada Bar No. 12988
3016 West Charleston Boulevard - #195
Las Vegas, Nevada 89102
Attorneys for Defendant/ Third Party
Plaintiff/ Counterdefendant
SMITH'S FOOD & DRUG CENTERS, INC.

DATED this 2nd day of February, 2024.

PYATT SILVESTRI

/s/ Robert P. Molina

ROBERT P. MOLINA, ESQ.
Nevada Bar No. 6422
701 Bridger Ave., Suite 600
Las Vegas, Nevada 89101
Attorneys for Third Party Defendant
ASSA ABLOY ENTRANCE SYSTEMS US,
INC.

19 **ATTESTATION OF CONCURRENCE IN FILING**

20 I hereby attest and certify that on February 2, 2024, I received concurrence from Plaintiff's
21 counsel, Jeffrey C. Gunn, Esq., counsel for Defendant/Third Party Plaintiff/Counterdefendant
22 Smith's Food & Drug Centers, Inc., Pooja Kumar, and counsel for Third Party
23 Defendant/Crossclaimant/ Counterclaimant to file this document with his/her electronic
signature attached.

24 I certify under penalty of perjury under the laws of the United States of America that the
25 foregoing is true and correct.

26 DATED this 2nd day of February, 2024.

27 IT IS SO ORDERED:

28 Dated: February 5, 2024

/s/ Robert P. Molina
Robert P. Molina NSB #6422